

ORDINANCE NO. 2004-06-11

An ordinance relating to land use and zoning; adopting amendments to the following Clark County Code Sections:

- 1) Continuance Fee Change in Title 2- CCC 2.51.120
- 2) Concomitant Rezone Agreement – CCC Table 6.110A.010(2)(G)
- 3) Setback Exemption for Open Porches and Stoops – CCC 40.200.070(A)
- 4) Cross Reference Citation for Churches in Single-Family Residential – CCC Table 40.220.010-1(4)(a)
- 5) Cross Reference Citation for PUD's in the Residential Districts – CCC Table 40.220.020-1(1)(n)
- 6) Cross Reference Citation for Detached SFR's in the Residential Districts – CCC Table 40.220.020-1(1)(q)
- 7) Setback Exemption for Non-Conforming Lots – CCC 40.200.070(D)
- 8) NAICS (North American Industry Classification System) – CCC Table 40.230.080-1
- 9) Grammatical Correction – Infill Alley Access – CCC 40.260.110(I)(5)(e)
- 10) Retail Parking for Supermarkets – CCC Table 40.340.010-4
- 11) Code Citation Correction – Street and Road Standards – CCC 40.350.030(B)(5)(a)
- 12) Grammatical Correction – Plan Amendment Procedures – CCC 40.560.010(C)(5)
- 13) Grammatical Correction – Plan Amendment Procedures – CCC 40.560.010(N)
- 14) Cross Reference Citation for Erosion Control – CCC 40.380.050(B)(6)
- 15) Shorelines – CCC 40.460.060(A)(2)
- 16) Post-Decision Procedures and Final Site Plans – CCC 40.520.060(A)(1)
- 17) Maximum Lot Size Exemption – CCC 40.220.010(C)(2)
- 18) Density Transfer – CCC 40.220.010(C)(5)(b)
- 19) Pedestrian Connection – Commercial – CCC 40.230.010(D)(5)(a)
- 20) Building Front – CCC 40.230.010(D)(5)(b)
- 21) Wetland Permit Application – CCC Table 40.450.040(F)(2)(c)
- 22) Legal Lot Determination – Public Interest Exception – CCC 40.520.010(E)(3)
- 23) Road Modifications – CCC 40.550.010
- 24) Stormwater Fee for Small Residential Projects – CCC Table 6.110A.010(3)(H), (J) and Table 6.110A.020(2)(I), (K)
- 25) RV Storage Independent of Mini-Storage – CCC Table 40.230.010-1(9)(g)
- 26) Wireless “Array” Definition – CCC 40.260.250(C) “Array”
- 27) Landscape Matrix – CCC Table 40.320.010-1
- 28) Sediment Removal from Roadways for Small Parcel Development – CCC 40.380.050(A)
- 29) CARA (Critical Aquifer Recharge Area) – CCC 40.410.020(C)
- 30) Parcel Area on Final Plats – CCC 40.540.070(B)(3)(a)
- 31) Update of Steep Slopes and Landslide Hazard Map

WHEREAS, the Board of County Commissioners has considered these thirty-one Biannual Code Changes, Reference Case Number 018102, together in order to process them in an efficient manner.

WHEREAS, the Clark County Planning Commission held a duly-advertised public hearing and received testimony on Reference Case Number 018102 on April 15, 2004; and

WHEREAS, the Clark County Board of County Commissioners held a duly-advertised public hearing and received testimony on Reference Case Number 018102 on June 15, 2004; and

WHEREAS, the Board finds and concludes the amendments herein are in the public interest, now therefore,

BE IT ORDERED AND RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CLARK COUNTY, STATE OF WASHINGTON, as follows:

1) Continuance Fee Change in Title 2

Code Citation: 2.51.120

Once legal notice has been given, no matter shall be postponed over the objection of any interested party, except for good cause shown. Continuances may be granted at the discretion of the examiner; PROVIDED, the interested parties in attendance shall be given an opportunity to testify prior to the continuance. The applicant shall pay the fee amount identified in CCC 6.110A.010 ~~an amount equal to one-half the original application fee~~ for any hearing postponed or continued by request of the applicants after legal notice has been given; PROVIDED, that this requirement shall not apply where the request is based upon new information presented at the hearing.

2) Concomitant Rezone Agreement

Code Citation: Table 6.110A.010(2)(G)

G	Covenant <u>(including rezone concomitant agreement) Releases</u> - Full and Partial	\$1,070
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3) Setback Exemption for Open Porches and Stoops

Code Citation: 40.200.070(A)

40.200.070(A)(3)

Front Setback. Fire escapes, open-uncovered porches, balconies, decks, landing places, outside stairways or fireplaces may project not more than six (6) feet into the required front setback. ~~This is not to be construed as prohibiting open porches or stoops, not exceeding eighteen (18) inches in height, and not approaching closer than eighteen (18) inches to any lot line.~~

40.200.070(A)(6)

Open porches or stoops, not exceeding eighteen (18) inches in height, and not approaching closer than eighteen (18) inches to any lot line."

4) Cross Reference Citation for Churches in Single-Family Residential Zones

Code Citation: Table 40.220.010-1(4)(a)

a. Churches	C	C	C	C	C	<u>40.260.070</u>

5) Cross Reference Citation for PUD's in the Residential Districts

Code Citation: Table 40.220.020-1(1)(n)

	R-12	R-18	R-22	R-30	R-43	OR-15	OR-18	OR-22	OR-30	OR-43	
n. Residential P.U.D. over 6 acres	R/A	R/A	R/A	R/A	R/A	R/A	R/A	R/A	R/A	R/A	40.560 <u>40.520.020</u> <u>40.520.080</u>

6) Cross Reference Citation for Detached SFR's in the Residential Districts

Code Citation: Table 40.220.020-1(1)(q)

	R-12	R-18	R-22	R-30	R-43	OR-15	OR-18	OR-22	OR-30	OR-43	
q. Single-family detached dwellings	R/A	R/A	R/A	R/A	R/A	R/A	R/A	R/A	R/A	R/A	<u>40.520.020</u>

7) Setback Exemption for Non-Conforming Lots

Code Citation: 40.200.070(D)

For the purpose of establishing setbacks from the property lines, any residential lot of record as defined in Section 40.100.070 in the Rural (R-5, R-10 and R-20) and Urban Reserve (UR-10 and UR-20) districts, which has a smaller width, lot depth and/or lot area than that required by this title, may use that residential zoning classification which most closely corresponds to the dimension or dimensions of the lot of record, for the purpose of establishing setbacks from the property lines.

8) NAICS (North American Industry Classification System)

Code Citation: Table 40.230.080-1 Uses

22 Utilities¹⁰

23 Construction¹⁰

¹⁰ The uses in these sections only are based on the 2002 NAICS.

9) Grammatical Correction – Infill Alley Access

Code Citation: 40.260.110(l)(5)(e)

Alley Access. Single family attached subdivisions (creation of four (4) or more parcels for single-family attached dwellings) shall receive primary vehicle access from a rear alley if a public alley exists within or adjacent to the subdivision. Existing or new alleys on site that meet, at a minimum the standards of Table ~~40.350.030-4~~ 40.350.030-4, Infill B Private Roadway, may use the design and construction standards in Infill B Private Roadway and Drawing 18 of the Standard Details Manual. All other alleys must meet the design and construction standards of Infill A Roadways, Drawing 17 of the Standard Details Manual, regardless of the number of units, as long as a primary access road also serves the development site.

10) Retail Parking for Supermarkets

Code Citation: Table 40.340.010-4 Minimum Required Parking Spaces By Use

F. Commercial	
1. Commercial retail, except supermarkets, stores selling bulky merchandise and grocery stores	1 space/350 square feet of floor area

11) Code Citation Correction – Street and Road Standards

Code Citation: 40.350.030(B)(5)(a)

General Requirement. Unless already fully developed to the transportation standards and subject to the limitations set forth in this section and in Sections ~~40.350.030(B)(4) and 40.350.030(B)(15)~~ and 40.550.010, a partial-width road shall be established and constructed to the applicable right-of-way or easement and improvement standards set out in Section 40.350.030 to that portion of a frontage public or private road which abuts a parcel being developed as a condition of development approval.

12) Grammatical Correction – Plan Amendment Procedures

Code Citation: 40.560.010(C)(5)

Out-of-cycle amendments limited to the following:

13) Grammatical Correction – Plan Amendment Procedures

Code Citation: 40.560.010(N)

Out-of-cycle amendments.

14) Cross Reference Citation for Erosion Control

Code Citation: 40.380.050(B)(6)

Timing of Sediment Trapping Measures. Sediment ponds and traps, perimeter dikes, sediment barriers, and other BMPs intended to trap sediment on-site shall be constructed as a first step in grading. These BMPs shall be stabilized and functional before land-disturbing activities take place. Earthen structures such as dams, dikes, and diversions shall be seeded and mulched according to the timing indicated in ~~subsection D4 of Section 13.29.410~~ 40.380.050(B)(4).

15) Shorelines

Code Citation: 40.460.060(A)(2)

Except as provided by WAC173-27-090(1), Aauthorization to conduct development activities shall terminate five years after the effective date of a shoreline permit, provided, that local government may authorize a single extension for a period not to exceed one year based on reasonable factors, if a request for extension has been filed before the expiration date and notice of the proposed extension is given to parties of record and the department.

16) Post-Decision Procedures and Final Site Plans

Code Citation: 40.520.060(A)(1)

Except for final plats and final site plans, post-decision procedures may change decisions without necessarily subjecting the change to the same procedure as the original decision. Such changes may be warranted by ambiguities or conflicts in a decision and by new or more detailed information, permits or laws.

17) Maximum Lot Size Exemption

Code Citation: 40.220.010(C)(2)

An exception to the maximum average lot size may be granted for a short plat creating lot(s) for an existing residence(s) and one remainder lot. All lots created by further dividing the remainder lot shall meet the maximum average lot size of the respective zone. The lot(s) containing the dwelling(s) shall not be calculated in the average. The resulting plat shall contain a plat note specifying that this exception may not be used for any further divisions of the subject lots.

18) Density Transfer

Code Citation: 40.220.010(C)(5)(b)

The density for property developed in single-family zone districts, if encumbered by land identified as sensitive due to the presence of steep slopes, unstable land, historical or archaeological sites, wetlands and buffers, regional stormwater facilities, or other permanent physical development limitations as may be determined by the responsible official or land voluntarily set aside for open space or commons as approved by the responsible official, from the gross acreage may be transferred to the remaining unencumbered land areas on the same development site, subject to the following limitations:

(1) Easements established for utility transmission lines such as Bonneville Power Administration (BPA), PacifiCorp a.k.a. Pacific Power (Formally known as PP&L), Clark Public Utilities, and NW Natural can not be utilized for density transfer.

~~(1)~~(2) Maximum Number. The maximum number of units which can be transferred is limited to the number of whole units (fractions of units shall be rounded down) which would have been allowed on the unbuildable area if not for the above encumbrances; provided, however, the maximum number of units shall be calculated based on the gross area of the site minus any public road right-of-way and the maximum density allowed will be dependent upon site characteristics and other factors.

~~(2)~~(3) The minimum lot depth of any lot abutting environmentally sensitive lands shall be fifty-five feet.

~~(3)~~(4) For parent parcels larger than 2.5 acres:

(a) The resulting lots which abut R1-5, R1-6, R1-7.5, R1-10 or R1-20 zones shall:

- (i) Be at least ninety percent (90%) of the minimum lot area standard for the subject parcel;
- (ii) Have a lot depth of not less than eighty percent (80%) of the minimum lot depth of the subject parcel;
- (iii) Have a minimum lot width not less than ten (10) feet from the minimum lot width of the subject parcel.

- (b) The resulting lots which are interior (not a part of the parent parcel abutting an adjacent property line) to the site shall conform to the lot requirements set out in Table 40.220.010-4.

~~(4)~~(5) For parent parcels 2.5 acres or less, the lots to be created shall conform to the lot requirements in Table 40.220.010-4.

~~(5)~~(6) This density transfer development provision may not be used in association with the provisions of Chapter 40.560 or Section 40.260.110.

~~(6)~~(7) A recorded covenant shall be placed on those areas or tracts from which density is transferred prohibiting any development of the parcel or tract inconsistent with its intended use.

19) Pedestrian Connection – Commercial

Code Citation: CCC 40.230.010(D)(5)(a)

CCC 40.230.010(D)(5)(a)

~~Primary pedestrian circulation routes connecting the street(s) to building(s) shall be a minimum of eight (8) feet in width and be landscaped with a minimum of three (3) foot wide area on one side of the walk with suitable tree species planted every twenty-four (24) feet to provide for a continuous tree canopy. Buffer strip should also function as a buffer between auto drives and the pedestrian routes.~~

CCC 40.230.010(D)(5)(a)

Primary pedestrian circulation routes connecting the street(s) to the primary building entry or entries shall be a minimum of eleven (11) feet (eight (8) feet of sidewalk/walkway with a minimum of three (3) feet of landscaping on one side of the pedestrian route). The minimum three (3) foot landscaped area shall contain suitable tree species planted every twenty-four (24) feet to provide for a continuous tree canopy. The required landscape area should function as a buffer between auto drives and the pedestrian routes. Where the pedestrian circulation route crosses vehicular access ways the landscape area is not required.

20) Building Front

Code Citation: 40.230.010(D)(5)(b)

CCC 40.230.010(D)(5)(b)

“Landscaping is required along the front side of all buildings where the primary pedestrian access is provided. Minimum requirements shall be trees, of a suitable species according to Section 40.320.010, provide every thirty (30) feet on center planted in a landscaped strip or tree wells along the length of the building.”

21) Wetland Permit Application

Code Citation: Table 40.450.040(F)(2)(c)

Discussion of the exact sites, specifications, and justifications for all proposed regulated activities (per 40.450.010(B)(2)) including the areas (acres), grading volumes (cu. yd. of fill and excavation), and construction methods to be used;

22) Legal Lot Determination – Public Interest Exception

Code Citation: 40.520.010(E)(3)

~~Parcels which have been appropriately merged by the County Assessor at the request of the property owners for tax purposes shall not retain their status as individual parcels or lots prior to the merger, unless the responsible official finds that the merger was requested without knowledge of the consequences, that a reduction in appraised value of forty-five thousand dollars (\$45,000) per lot merged was not realized, and that the lots can be recognized under public interest exception criteria of Section 40.540.010(C). Adjacent, common ownership lots of record taxed separately, or parcels merged without owner consent shall retain any such historical status.~~

23) Road Modifications

Code Citation: 40.550.010

A. Criteria.

1. Modifications to the standards contained within Chapter 40.350 may be granted in accordance with the procedures set out herein when any one of the following conditions are met:
 - a. Topography, right-of-way, existing construction or physical conditions, or other geographic conditions impose an unusual hardship on the applicant, and an equivalent alternative which can accomplish the same design purpose is available.
 - b. A minor change to a specification or standard is required to address a specific design or construction problem which, if not enacted, will result in an unusual hardship.
 - c. An alternative design is proposed which will provide a plan equal to or superior to these standards.
 - d. Application of the standards of Chapter 40.350 to the development would be grossly disproportional to the impacts created.
2. In reviewing a modification request, consideration shall be given to public safety, durability, cost of maintenance, function, appearance, and other appropriate factors, such as to advance the goals of the comprehensive plan as a whole. Any modification shall be the minimum necessary to alleviate the hardship or disproportional impact. Self-imposed hardships shall not be used as a reason to grant a modification request.

B. Categories. For the purpose of processing, modification requests fall within the following two categories:

1. Administrative Modification. Administrative modification requests deal with the construction of facilities, rather than their general design, and are limited to the following when deviating from the standard specifications:
 - a. Surfacing materials for roads or pedestrian facilities;
 - b. Asphalt and/or base rock thickness less than required;
 - c. Pavement marking layout;
 - d. Exceeding the maximum street grade;
 - e. Type and/or location of signage;
 - f. Channelization;
 - g. Intersection interior angles and curb radii less than required;
 - h. Utilizing the current set of standards in lieu of the standards that were in place when the applicant's proposed project was vested;
 - i. Access-related modifications onto collectors and arterials ~~state routes~~; provided, other substantive criteria such as sight distance and limited access points are met; and provided further, that access to a lesser classification of road is not available.
 - j. Field changes during construction; and
 - k. Similar revisions to the standards.
 - l. Shed section or inverted crown

~~C.~~ 2. Design Modifications. Design modifications deal with the vertical and horizontal geometrics and safety related issues and include the following when deviating from the standard specifications:

- ~~a.1.~~ Reduced sight distances;
- ~~b.~~ Intersection spacing
- ~~c.2.~~ Vertical alignment;
- ~~d.3.~~ Horizontal alignment;
- ~~e.4.~~ Geometric design (length, width, bulb radius, etc.);
- ~~f.5.~~ Design speed;
- ~~g.6.~~ Crossroads;
- ~~h.7.~~ Access policy;
- ~~i.8.~~ A proposed alternative design which will provide a plan superior to these standards; and
- ~~j.9.~~ All other standards.

~~C.D.~~ Procedures. A modification request shall be classified as administrative or design by the County Engineer.

1. Administrative Modification. Administrative modifications may be requested at any time by filing a written application with the County Engineer. The application shall include sufficient technical analysis to enable a reasoned decision. The County Engineer shall provide a written decision on the application. No fee is applicable to the administrative modification.
2. Design Modification. Design modifications shall be proposed in conjunction with the application for the underlying development proposal in accordance with

Chapter 40.500. Design modification requests shall be processed in conjunction with the underlying development proposal; provided, that where the modification request is filed subsequent to the decision on the development proposal, such request shall be processed in accordance with the post-decision review procedures of Section 40.520.060 and subject to the fees listed in CCC Title 6. The design modification application, to be filed with the responsible official, shall:

- a. Include a written request stating the reasons for the request and the factors which would make approval of the request reasonable;
- b. Be accompanied by a map showing the applicable existing conditions and proposed construction such as contours, wetlands, significant trees, lakes, streams and rivers, utilities, property lines, existing and proposed roads and driveways, existing and projected traffic patterns, and any unusual or unique conditions not generally found in other developments;
- c. In the case of modification requests based upon alleged disproportionality, include an engineering analysis of the standard sought to be modified which contrasts relevant traffic impacts from the development with the cost of complying with the standard; and
- d. For crossroad and frontage construction and right-of-way dedication, shall include information indicating whether there are geographic or other factors which render connection/completion of the road unlikely.

D.E. Infill Road Modifications. In order to encourage and facilitate infill development, the following road standards may be considered for administrative road modification for residential infill developments pursuant to Section 40.260.110.

1. Partial or full frontage improvements, if consistent with existing or anticipated neighborhood. For purposes of this subsection, neighborhood roadways shall mean non-arterial and non-collector roadways providing access to, and located within, 800 feet of the infill development; and/or
2. Access spacing, which has been certified by the applicant's traffic engineer to have if there is no identifiable safety hazard.

E.F. Road Modification for County Projects. County public road improvements, when varying from the standards of this chapter, are required to meet the road modification procedures for changes in design; provided that a county project may include less than the full planned improvement or allow for staged construction. The submission of construction plan should be considered as development application.

24) Stormwater Fee for Small Residential Projects

Code Citation: Table 6.110A.010(3)(H), (J) and Table 6.110A.020(2)(I), (K)

Table 6.110A.010(3)(H)(II)

Title Downstream Conveyance and Disposal Report Review (for small residential and infill projects that meet the criteria of 40.380.030(A)(8))

Table 6.110A.010(3)(J)(II)

Title Downstream Conveyance and Disposal Report Review (for small residential and infill projects that meet the criteria of 40.380.030(A)(8))

Table 6.110A.020(2)(I)(II)

Title Downstream Conveyance and Disposal Report Review (for small residential and infill projects that meet the criteria of 40.380.030(A)(8))

Table 6.110A.020(2)(K)(II)

Title Downstream Conveyance and Disposal Report Review (for small residential and infill projects that meet the criteria of 40.380.030(A)(8))

25) RV Storage Independent of Mini-Storage

Code Citation: Table 40.230.010-1(9)(g)

	CR-1	CR-2	C-2	C-3	CL	CH
g. Mini-warehouse with accessory RV storage	X	X	X	X	P	P
m. RV storage	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>P</u>	<u>P</u>

26) Wireless “Array” Definition

Code Citation: 40.260.250(C) “Array”

“Antenna array” means any system of poles, panels, rods, discs or similar devices used for the transmission or reception of radio frequency signals. An antenna array can be made up of one or more antennas including but not limited to the following:

- (A) Directional antennas (also known as panel antenna) which transmit signals in a directional pattern of less than 360 degrees;
- (B) Omni-directional antennas (also known as a whip antenna) which transmit signals in a 360-degree pattern; or
- (C) Parabolic antennas (also known as a dish antenna) which are bowl shaped devices that receive and transmit signals in a specific directional pattern (e.g. point to point).

27) Landscape Matrix

Code Citation: Table 40.320.010-1 Landscaping Standards

Table 40.320.010-1 Landscaping Standards

		Zoning of Proposed Development											
		Single-family ³		Multifamily		Campus, Office and University		Commercial		Industrial			
		R1, R and RC zones		R-12 through R-43		OR, OC, and U zones		All C zones		ML		MH	
Zoning of land abutting development site		Separated from site by a street	Not separated by a street	Separated from site by a street	Not separated by a street	Separated from site by a street	Not separated by a street	Separated from site by a street	Not separated by a street	Separated from site by a street	Not Separated by a street	Separated from site by a street	Not separated by a street
Single-family	All R1, R, and RC zones	None	None	L2 10-ft	L3 5-ft	L2 10-ft	L4 in 10-15 ft L5 in 15-40 ft	L2 10-ft	L4 in 10-15 ft L5 in 15-40 ft	L3 10-ft	L4 in 40-50 ft L5 in 50-40 ft	L3 10-ft	L4 in 40-50 ft L5 in 50-40 ft
Multi-family	R-12-- R-43	None	L3 5-ft	L1 5-ft	L1 5-ft	L1 5-ft	L2 5-ft	L2 ¹ 10-ft	L4 in 10-15 ft L5 in 15-40 ft	L3 10-ft	L4 in 50-ft L5 in 40-ft	L3 10-ft	L4 in 50-ft L5 in 40-ft
Campus, office and university	OR, OC, and U zones	L1 5-ft	L3 10-ft	L1 10-ft	L2 5-ft	L2 5-ft	L3 5-ft	L2 ¹ 10-ft	L3 5-ft	L2 10-ft	L4 in 10-15 ft L5 in 15-40 ft	L3 10-ft	L4 in 10-15 ft L5 in 15-40 ft
Commercial	All C zones	L1 5-ft	L3 10-ft	L2 5-ft	L3 10-ft	L2 5-ft	L3 10-ft	L2 ¹ 10-ft	L1 ² 5-ft	L2 10-ft	L3 5-ft	L2 10-ft	L3 10-ft
Industrial	ML	L1 5-ft	L3 20-ft	L2 5-ft	L3 20-ft	L2 5-ft	L3 10-ft	L3 10-ft	L2 5-ft	L2 10-ft	L1 5-ft	L2 10-ft	L3 10-ft
	MH	L1 5-ft	L3 50-ft	L2 5-ft	L3 50-ft	L2 5-ft	L3 15-ft	L2 10-ft	L3 10-ft	L2 10-ft	L3 10-ft	L2 10-ft	L1 5-ft
Resource	All	L1 5-ft	L3 50-ft	L2 5-ft	L3 50-ft	L2 5-ft	L3 10-ft	L2 10-ft	L2 5-ft	L2 10-ft	L1 5-ft	L2 10-ft	L3 10-ft

28) Sediment Removal from Roadways for Small Parcel Development

Code Citation: 40.380.050(A)

5. Sediment Removal from Roadways. If sediment is transported onto a road surface, the roads shall be cleaned thoroughly at the end of the work day, or more often if necessary. Significant soil deposits shall be removed from roads by shoveling or sweeping. Street washing, which must be approved by the responsible official, shall be allowed only after sediment is removed in this manner. Prior to washing, all inlets and down-stream facilities must be protected.

29) CARA (Critical Aquifer Recharge Area)

Code Citation: 40.410.020(C)

Prohibited activities in Category I. The following activities are considered high-impact uses due to the probability and/or potential magnitude of their adverse effects on groundwater and shall be prohibited within Category I. These activities are permitted in Category II but require a CARA permit...

30) Parcel Area on Final Plats

Code Citation: 40.540.070(B)(3)(a)

- (15) Parcel areas of lots expressed in square footage for developments in the urban area and acreage for developments in the rural area

31) Update of Steep Slopes and Landslide Hazard Map

Adopt the "Steep Slopes and Landslide Hazard Map" known as Indslp.aml in the Department of Assessment and GIS.

Section 24. Effective Date. This ordinance shall go into effect at midnight on June 15, 2004.

Section 25. Instructions to Clerk. The Clerk to the Board of County Commissioners shall:

- (1) Transmit a copy of this ordinance to the Washington State Office of Community Development within ten days of its adoption pursuant to RCW 36.70A.106.
- (2) Record a certified copy of this ordinance with the Clark County Auditor.
- (3) Cause notice of adoption of this ordinance to be published forthwith pursuant to RCW 37.70A.290

ADOPTED this 15th day of June, 2004.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
FOR CLARK COUNTY, WASHINGTON

By: Signature on File
Clerk to the Board

By: Signature on File
Betty Sue Morris, Chair

Approved as to Form Only:
ARTHUR D. CURTIS
Prosecuting Attorney

By: _____
Judie Stanton, Commissioner

By: Signature on File
Rich Lowry
Chief Deputy Prosecuting Attorney

By: _____
Craig Pridemore, Commissioner

Distribution: Mike Butts
Mitch Kneipp
Patrick Lee
Marian Anderson
Marlia Jenkins
Lou Adams
Maureen Knutson